(4) (4)

Chool

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 1948 /2003 **Single Bench**

PETITIONER: Babulal Chouhan S/o Late Shri Rupaji Chouhan aged 44 years, Occupation- Ex. Helper M.P.S.R.T.C. R/o Old dairy form, Datar Singh Anandmaiya Ashram, Bairagarh, B H O P A L. (M.adhya Pradesh.)

-VERSUS-

RESPONDENTS : (1) State of Chhattisgarh, through Secretary,Departmentof Infrastructure Development Corporation.(C.I.D.C)Near, D.K.S.Bhawan Raipur. (C.G.)

(2) Managing Director M.P.S.R.T.C. Habibganj Bhopal.(M.P.)

(3) Divisional Manager, M.P.S.R.T.C Bilaspur. (C.G.)

(4) Depot Manager M.P.S.R.T.C (C.I.D.C.) Bilaspur. (C.G.)

P.R. No. 1603/03
Presented by shri Prakash Thakur
dated 02.07.03

WRIT UNDER ARTICLE 311, 14 AND ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(32)

आदेश पत्रक

मामला क्रमांक W.P. 1948 / 03 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

16-7-2003

Shri Prakash Tiwari, counsel for the petitioner.

Shri S.K. Agrawal, Dy.A.G. takes notice for the respondent No.1.

By this petition filed under Articles 226 / 227 of the Constitution of India, the petitioner challenged the order dated 28-10-2002 passed by the Divisional Manager, M.P.S.R.T.C., Bilaspur by which the services of the petitioner has been terminated after conducting the enquiry.

The main contention of the counsel for the petitioner is that the enquiry was conducted without giving opportunity to the petitioner and in para-5.9 of the petition it has been mentioned that the petitioner preferred departmental appeal before the respondent No.2, but the said respondent willfully disregarded and behaves hypocritically with the petitioner. Counsel further submitted that the appeal is still pending and the same has not been decided by the respondent No.2.

In my considered opinion, till the pendency of that appeal the writ petition does not lie.

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(33)

आदेश पत्रक

मामला क्रमांक WP 1948/13 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Counsel for the petitioner further submitted that the respondent No.2 is not deciding the appeal and it is pending since last six mlonths. Having heard the learned counsel for the petitioner, it would be just, proper and appropriate to give the direction to the respondent No.2. to decide the appeal of the petitioner as early as possible preferably within a period of 3 months from today. With these observations, the writ petition is disposed of finally. Parties are entitled for certified copy of this order. Sd/- L.C.BHADOO Judge	

Barve/

[पीछे देखिये